

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JEFFREY DESKOVIC,

Plaintiff,

v.

CITY OF PEEKSKILL, PUTNAM COUNTY,  
WESTCHESTER COUNTY, DAVID LEVINE,  
THOMAS MCINTYRE, WALTER  
BROVARSKI, EUGENE TUMOLO, JOHN  
AND JANE DOE SUPERVISORS, DANIEL  
STEPHENS, LOUIS ROH, MILLARD  
HYLAND, and ALAN TWEED

Defendants.  
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LINDA MCGARR,

Plaintiff,

v.

CITY OF PEEKSKILL, WESTCHESTER  
COUNTY, DAVID LEVINE, THOMAS  
MCINTYRE, WALTER BROVARSKI,  
EUGENE TUMOLO, JOHN AND  
JANE DOE SUPERVISORS, DANIEL  
STEPHENS, LOUIS ROH, and  
MILLARD HYLAND

Defendants.  
-----X

No. 07 Civ. 8150 (KMK)

<b>USDS SDNY</b>
<b>DOCUMENT</b>
<b>ELECTRONICALLY FILED</b>
<b>DOC #:</b> _____
<b>DATE FILED:</b> _____

No. 07 Civ. 9488 (KMK)

**STIPULATION AND ORDER REGARDING CONSOLIDATION**

WHEREAS, Plaintiff Jeffrey Deskovic commenced Civil Action No. 07 Civ. 8150 (the “Deskovic Action”) on September 18, 2007; and

WHEREAS, Plaintiff Linda McGarr commenced Civil Action No. 07 Civ. 9488 (the “McGarr Action”) on October 24, 2007; and

WHEREAS, Plaintiff McGarr designated the McGarr Action as related to the Deskovic Action pursuant to Rules 1.6(a), 15(a), and 15(c) of the Rules of this Court; and

WHEREAS, the Court accepted the McGarr Action as related to the Deskovic Action on or about November 20, 2007; and

WHEREAS, the legal issues, factual issues, defendants, witnesses, and evidence in the Deskovic Action and the McGarr Action overlap substantially; and


WHEREAS, the parties in the McGarr Action and the parties in Deskovic Action, with the exception of Defendant Tweed, agree that both actions will proceed most efficiently if the McGarr Action and the Deskovic Action are consolidated for purposes of discovery; and


WHEREAS, the parties in the McGarr Action and the parties in the Deskovic Action, with the exception of Defendant Tweed, consent to consolidation of the McGarr Action and the Deskovic Action for purposes of discovery; and

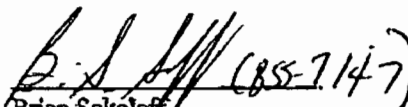
WHEREAS, this Stipulation may be executed in duplicate, each of which shall be deemed an original, and facsimile signatures shall have the same force and effect as original signatures; and


NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and through the parties’ undersigned counsel, that the Deskovic Action and the McGarr Action shall be and hereby are consolidated for purposes of discovery.

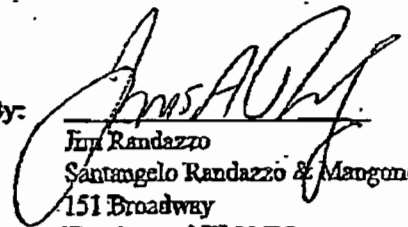
Dated: February 13, 2008  
White Plains, New York

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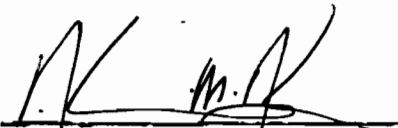
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SO ORDERED.

  
Hon. Kenneth M. Karas  
U.S.D.J.  
2/19/08